

S U M M A R Y A C T I O N M I N U T E S



SPECIAL MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

Monday, January 24, 2000, 6:00 P.M.

SPECIAL HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

CHARLES V. SMITH
CHAIRMAN
First District

JAMES W. SILVA
VICE CHAIRMAN
Second District

TODD SPITZER
SUPERVISOR
Third District

CYNTHIA P. COAD
SUPERVISOR
Fourth District

THOMAS W. WILSON
SUPERVISOR
Fifth District

ATTENDANCE: All present

EXCUSED: None

PRESENT:	COUNTY EXECUTIVE OFFICER	Janice M. Mittermeier
	COUNTY COUNSEL	Laurence M. Watson
	CLERK OF THE BOARD	Susan Novak, Assistant

INVOCATION: Supervisor Wilson, Fifth District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Spitzer, Third District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS

Chairman Smith presented resolutions recognizing Ellen Janice Covey, David Barlag and William Evans as recipients of 1999 Overachievers Fire Service Association Award

Chairman Smith delivered his State of the County Address

II. CONSENT CALENDAR (Items 1-32)

53241 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 11 WHICH WAS DELETED, ITEM 21 WHICH WAS CONTINUED TO 2/8/00, 9:30 A.M. AND ITEMS 30 & 31 WHICH RECEIVED A NO VOTE FROM SUPERVISOR SILVA**

BOARD APPOINTMENTS

1. **Chairman Smith** - Approve Chairman's 2000 appointments of Board members to various Boards and Commissions

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2. **Supervisor Silva** - Assessment Appeals Board 5 - Reappoint James P. Larkin, Huntington Beach, to complete term ending 9/1/02

Supervisor Spitzer:

3. North Tustin Advisory Committee - Appoint Manuel T. Padilla, Santa Ana, to complete term ending 9/30/01
4. Waste Management Commission - Reappoint Denis Bilodeau, Orange, for term ending 1/18/03

DEPARTMENT APPOINTMENTS

5. Planning and Development Services - Orange County Grading Board of Appeals - Appoint Tom McGannon, Irvine as regular and reappoint Larry Wlezien, Irvine as alternate Civil Engineer Members; appoint Robert S. Wright, Tustin as regular and reappoint Gerald M. Diaz, Tustin as alternate Soil Engineer Members; reappoint Richard Lung, Irvine as regular and Ed Burrows, Santa Ana as alternate Engineering Geologist Members, all to complete terms ending 8/15/01 - All Districts
6. Planning and Development Services - Orange County Water Task Force - Adopt resolution supporting local representatives interested in appointments by the Governor to fill vacancies on the Regional Water Quality Control Board and State Water Commission - All Districts R00-14

COMMENDATIONS/PROCLAMATIONS

7. **Chairman Smith** - Adopt resolution congratulating Union of Vietnamese Students Association of Southern California for their contribution to the community and a successful and prosperous 18th Annual Tet Festival R00-15
8. **Supervisor Coad** - Adopt resolution commending Sally White for 20 years of service to Harbors, Beaches & Parks Commission - All Districts R00-16
9. **Supervisor Wilson** - Adopt resolution supporting Arts Orange County in its goals and renewing its designation as the County's official local arts agency R00-17

JOHN WAYNE AIRPORT

10. Approve change order 1 with Ally Construction, Inc. for overtime labor to install 14 overhead frames to the roof of existing passenger check-in kiosks (\$15,196.22; new total \$100,566.22) - District 5
11. Approve plans and specifications and set bid opening for 3/15/00, 2:00 p.m., for reconstruction of Taxiway "L" and make California Environmental Quality Act findings - District 5
- 53241 **DELETED**

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PUBLIC FACILITIES AND RESOURCES DEPARTMENT

12. Accept work and approve notice of completion, HL Miller Construction, Inc. for construction of jury assembly room and detention cells, South Court; project completed 9/10/99 (\$579,197) - District 5
13. Accept work and approve notice of completion, Beador Construction Company, Inc. for construction of seismic retrofit of Trinidad Lane Bridge over Inland Waterway, Huntington Beach; project completed 10/26/99 (\$182,499); adopt resolution relinquishing County jurisdiction over Trinidad Lane Bridge and its approach road - District 2 R00-18
14. Accept work and approve notice of completion, Kajima Engineering and Construction, Inc. for grade separation of Jamboree Road at Edinger Avenue, Tustin; project completed 11/19/99 (\$16,400,000); adopt resolution relinquishing County jurisdiction over portions of Jamboree Road and Edinger Avenue - District 5 R00-19
15. Approve plans and specifications and set bid opening for 3/1/00, 2:00 p.m., for restoration of three roof areas, Hall of Finance and Records, Santa Ana - District 1
16. Approve amended agreement D99-053 with Simons, Li & Associates for additional assistance with water quality, sediment and biological planning studies, Newport Bay/San Diego Creek Watershed - Districts 3 & 5

Acting as the Orange County Flood Control District:

17. Approve Southern California Edison Company Temporary Entry Permit and Letter of Approval for construction of Rossmoor Pump Station - District 2
18. Approve agreement D97-032 with The Irvine Company and related deeds regarding the El Modena-Irvine Channel realignment and improvements - District 5

PUBLIC PROTECTION

District Attorney:

19. County Executive Office/District Attorney - Approve price agreement N1000002471 with Altmayer Consulting for staffing assessment study, Family Support Division (\$50,000) - All Districts
20. Approve price agreement with Cabletron Systems (\$272,899) and Kent Datacom (\$19,002) for purchase and installation of network equipment, Criminal Division, Santa Ana - All Districts
21. **Probation** - Select BI, Inc. as primary and Electronic Monitoring Systems, Inc. as alternate vendors for lease of equipment/hardware and off-site centralized monitoring services for Juvenile Offender Supervised Electronic Confinement Program; and authorize negotiation of agreement for Board approval - All Districts

53241 **CONTINUED TO 2/8/00, 9:30 A.M.**

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Sheriff-Coroner:

- 22. Approve price agreement N1000002452 with Santa Fe Building Maintenance for janitorial services, Loma Ridge facility, 2/1/00 - 1/31/03 (\$54,000); renewable for two additional years; and make appropriate findings - All Districts
- 23. Approve purchase of emergency vehicle operations training simulator from I-Sim Corporation for peace officer training (\$372,000) - All Districts
- 24. Approve price agreement N1000002418 with CM Tipton Polygraph & Associates for polygraph testing for prospective employees, 3/1/00 - 2/28/03 (\$105,000); renewable for two additional years - All Districts
- 25. Approve agreement with City of Fullerton for rental of T-Hangar for airplane owned by Reserve Deputy Sheriffs, Fullerton Municipal Airport, 1/1/00 - 12/31/05 (\$2,460 per year) - District 3
- 26. Approve submission of memorandum proposal and grant application to State Office of Traffic Safety for National Highway Safety Act grant funds (\$292,000) - All Districts

GENERAL ADMINISTRATION

County Executive Office:

- 27. Approve price agreement N1000002458 with Lockheed Martin IMS Corporation for temporary information systems staff, 2/1/99 - 10/31/00 (\$63,012) - All Districts
- 28. Approve amended price agreement N1000002023 with Raymond Ari Design for professional art & graphic design services, extending terms to 6/30/00 (\$35,000; new total \$85,000) - All Districts
- 29. Approve price agreement N1000002367 with National Accident Insurance Underwriters, Inc. for accidental death & dismemberment insurance policies for Air Support and Bomb Squad Units of the Sheriff-Coroner Department, Peace Officer Unit and Supervising Peace Officer Unit of the District Attorney and Sheriff-Coroner Department and Gang and Posse Units of the Probation Department, 2/1/00 - 1/31/01; renewable for two additional years - All Districts
- 30. **Supervisor Spitzer** - Approve Community Social Program Grant funds to YMCA Central Orange County; approve budget adjustments and make appropriate findings, 1/24/00 - 6/30/00 (\$1,000)
53241 **APPROVED AS RECOMMENDED**
N
- 31. **Supervisor Coad** - Approve Community Social Program Grant funds to Placentia Founders Society; approve budget adjustments and make appropriate findings, 1/24/00 - 6/30/00 (\$2,500)
53241 **APPROVED AS RECOMMENDED**
N

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32. **Supervisor Wilson** - Adopt resolution accepting \$500,000 gift from James and Rosemary Nix, Laguna Canyon Foundation; naming nature center, Laguna Coast Wilderness Park in their honor; and commending the Foundation for their commitment to the success of the park R00-20

END OF CONSENT CALENDAR

III. DISCUSSION ITEMS (Items 33-41)

INTEGRATED WASTE MANAGEMENT DEPARTMENT

33. Approve agreement with TRC-Environmental Solutions, Inc. to conduct closed landfill environmental assessment and response; and make California Environmental Quality Act findings (\$1,121,600) - All Districts

43251 **APPROVED AS RECOMMENDED**

PUBLIC FACILITIES AND RESOURCES DEPARTMENT

34. Approve agreement D99-099 with City of Orange for development and construction of Prospect Street Sports Park; and approve related budget adjustments - District 3

34251 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

County Executive Office:

35. Approve fee settlement with Hennigan, Mercer & Bennett; approve distribution of funds designated "additional funds"; approve receipt and disposition of certain specified sums, approve related budget adjustments and other bankruptcy related matters - All Districts (RA 3, 4/5 vote)

52341 **APPROVED AS RECOMMENDED**

36. Approve pilot Metrolink Incentive/Subsidy Program; and amended agreement N2000000655 with TVS Consulting to administer pilot program (\$10,000; new total \$98,000) - All Districts

54231 **APPROVED AS RECOMMENDED**

37. Approve 2000 County of Orange Legislative Platform - All Districts

21345 **APPROVED PLATFORM AS RECOMMENDED WITH THE EXCEPTIONS
FEDERAL LEGISLATIVE PRIORITY 1 WHICH RECEIVED A NO VOTE FROM
SUPERVISORS SPITZER AND WILSON, AND UNDER LEGISLATIVE POLICY
GUIDELINES ITEMS VI.A.3 AND VI.D.1-4 WHICH RECEIVED NO VOTES FROM
SUPERVISOR SPITZER, ITEMS V.B.2 AND VI.D.1-4 WHICH RECEIVED NO
VOTES FROM SUPERVISOR WILSON AND ITEM II.C.3 WHICH RECEIVED AN
ABSTENTION FROM SUPERVISOR SPITZER**

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38. John Wayne Airport and County Counsel - Continued first reading of "An Ordinance Amending Article 3, Noise, Sections 2-1-30.2 - .5; 2-1-30.10; and 2-1-30.13 - .16 of the Codified Ordinances of Orange County Pertaining to Noise Regulation and Decibel (dB) Limitations and Adding Ordinance Section 2-1-67"; and set second reading and adoption of ordinance for 2/01/00, 9:30 a.m. (Continued from 12/14/99, Item 40; 1/11/00, Item 94) - District 5

24351 **APPROVED AS RECOMMENDED**

EXTERNAL RESTRUCTURING PROGRAM FOR THE COUNTY OF ORANGE

39. At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the External Restructuring Program for the County of Orange. This month's status report also includes recommendation to: A. Receive report on transitional issues for the new city of Rancho Santa Margarita, including the Community Center site acquisition B. Establish a schedule for consideration of: 1. A formal Community Revitalization Policy 2. Unincorporated County Island Annexation Strategy

PRESENTED

ORANGE COUNTY CHILDREN AND FAMILIES COMMISSION

40. At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the Orange County Children and Families Commission

PRESENTED

STRATEGIC/FINANCIAL PLAN UPDATE

41. At this time Members of the Board of Supervisors and/or the County Executive Office may report on and discuss activities related to the development of Strategic/Financial Plan for the County of Orange, including the Performance Measurement Program ("Results Oriented Government")

NO REPORT

IV. PUBLIC HEARINGS (none scheduled)

V. CLOSED SESSION (Items SCS1-SCS2)

GENERAL ADMINISTRATION

County Counsel

- SCS1 CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: County Counsel requests a closed session to brief the Board of Supervisors on the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: Ware Disposal Co., Inc. vs USA Waste of California, Inc. etc., et al., Orange County Superior Court Case No. 00CC01112 - All Districts
- B.O. **HELD; NO REPORTABLE ACTION**

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SCS2. CONFERENCE WITH LEGAL COUNSEL - THREATENED LITIGATION: County Counsel requests a closed session for the Board of Supervisors to consider threatened litigation (one case), pursuant to Government Code S 54956.9(b)(3)(A) - All Districts

B.O. **HELD; NO REPORTABLE ACTION**

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Craig Durfey - Oral RE: Need for government to spend money on helping mentally ill

Hieu Nguyen, Kim Bishop, Noemy Munoz, Stephanie Bates, Terri Nissen, Milad Shahat and Nadine Wanson -
Oral RE: Supporting Gary Granville

BOARD COMMENTS:

None

ADJOURNED 8:45 P.M.

12345 ADJOURNED IN MEMORY OF ELLEN JANICE COVEY

12345 ADJOURNED IN MEMORY OF NORMAN AHRENS

32451 ADJOURNED IN MEMORY OF FRANCES R. WOOD

32451 ADJOURNED IN MEMEORY OF HENRY EDWARD DUNAWAY

32451 ADJOURNED IN MEMORY OF CARLOS RUIZ

S U M M A R Y A C T I O N M I N U T E S

*** KEY ***

Left Margin Notes

- 1. v Chairman Smith
- 2. v Supervisor Silva
- 3. v Supervisor Spitzer
- 4. v Supervisor Coad
- 5. v Supervisor Wilson

- A. v Abstained
- X. v Excused
- N. v No
- BO v Board Order

Right Margin Notes

- O. v Ordinance
- R. v Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

CHARLES V. SMITH, CHAIRMAN
Orange County Board of Supervisors

SUSAN NOVAK, ASSISTANT
Orange County Clerk of the Board